IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

RP.No. 1133 of 2006(F)
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AGAINST THE JUDGEMENT/ORDER IN WPC.30086/2006 Dated 16/11/2006
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REVISION PETITIONER/PETITIONER
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MUZAMMIL A.KARIM (MINOR),
STANDARD VIII,
MUSLIM HIGHER SECONDARY SCHOOL, KANGAZHA,
RESIDING AT AMARAPARAMBIL HOUSE, KANGAZHA,
REP. BY HIS FATHER AND NATURAL GUARDIAN
ABDUL KARIM, 52 YEARS, S/O.KASIM, DO. DO.

BY ADV. SRI.BABU CHERUKARA
SRI.S.RUSSEL

RESPONDENTS:
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1. THE ASSISTANT EDUCATIONAL OFFICER,
KARUKACHAL, KARUKACHAL P.O.

2. THE DEPUTY DIRECTOR OF EDUCATION,
KOTTAYAM.

3. THE DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM.

BY G.P. SRI.SHYSON P. MANGUZHA

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ALONG WITH W.P.(C) NO.30086/2006 ON 20/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.30086 of 2006 and
R.P. No.1133 of 2006

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Dated this the 20th day of December, 2006.

JUDGMENT

The W.P. was dismissed based on submission by the Government Pleader that the Youth Festival Regulation does not permit same school to send two teams in the same event, one for the boys and other for girls. The W.P. was therefore dismissed as the petitioner's school was represented in "Oppana" competition by the girls' team and consequently the boys' team cannot seek a representation. The review is filed on the ground that the Youth Festival Regulation is not followed by the organisers and in many Sub-Districts they have permitted same school to send two teams in the same event. However, this court cannot issue a direction to conduct the Youth Festival against the Regulation. If two teams from the same school are permitted to participate in the same event, I see no reason why boys' team also should not be permitted from petitioner's school. It is open to the petitioner to take up the matter before the authorities for them to consider petitioner's case based on the current norms followed. In the circumstances, review is allowed vacating the judgment in the Writ Petition and dismissing it as withdrawn leaving freedom to the petitioner to seek remedy elsewhere.

C.N.RAMACHANDRAN NAIR
Judge

pms